

U.S. Department of Justice



United States Attorney  
Southern District of New York

86 Chambers Street  
New York, New York 10007

November 28, 2007

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**BY HAND**

Hon. Miriam Goldman Cedarbaum  
United States District Judge  
Southern District of New York  
United States Courthouse  
500 Pearl Street, Room 1330  
New York, N.Y. 10007-1312

**MEMORANDUM**

Re: Gibbons v. Leonard Fronton, D.O., et al.  
07 Civ. 2801 (MGC)

Dear Judge Cedarbaum:


This Office represents the United States of America in the above-referenced action brought pursuant to the Federal Tort Claims Act ("FTCA"). Due to the press of business, the Government respectfully requests one additional week, until December 7, 2007, to file its response to Plaintiff's Memorandum of Law regarding the Discretionary Function Exception filed with the Court on November 13, 2007. Counsel for Plaintiff and counsel for Defendants Sterling Medical Associates, Leonard Fronton, D.O. and Steven Fine, M.D. consent to this request.

Thank you for your consideration of this matter.

Respectfully,

MICHAEL J. GARCIA  
United States Attorney for the  
Southern District of New York

By:

  
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*Request granted,  
So ordered.*

*5/*

*United States District Judge  
December 3, 2007*

cc: BY REGULAR MAIL

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